

October 17, 2014

Clerk, U.S. Bankruptcy Court

1 Below is an Order of the Court.

2

3

4

5

6

7

8

9 IN THE UNITED STATES BANKRUPTCY COURT

10 FOR THE DISTRICT OF OREGON

11 In re

12 Out of District Bankruptcy Case,

13 Debtor.

14 BANK OF THE CASCADES, an Oregon  
State chartered bank,

15 Plaintiff,

16 v.

17 D. MICHAEL ROMANO, an individual,

18 Defendant.

Chapter 11

Case No. 00-99999-rld

Adversary Case No. No. 14-03200-rld

ORDER GRANTING MOTION FOR  
REMAND AND DENYING MOTION FOR  
CHANGE OF VENUE

20 A hearing was held on October 16, 2014, on plaintiff Bank of the Cascades' ("BOTC's")  
21 Motion for Remand [Docket No. 17] and defendant D. Michael Romano's Motion for Change of  
22 Venue [Docket No. 18]. BOTC appeared through its counsel, Craig G. Russillo of Schwabe,  
23 Williamson & Wyatt PC; Mr. Romano appeared through his local counsel, Anthony J. Dal Ponte  
24 of Samuels Yoelin Kantor LLP, with M. Preston Gardner of Davis Miles McGuire Gardner,  
25 PLLC (admitted *pro hac vice*), appearing telephonically.

26

Page 1 - ORDER GRANTING MOTION FOR REMAND AND  
DENYING MOTION FOR CHANGE OF VENUE

1       The Court considered all documents submitted in connection with the above motions and  
2 the records herein, and heard oral argument from counsel for the parties. Findings of fact and  
3 conclusions of law were stated orally on the record after the close of oral argument. In  
4 accordance with the findings of fact and conclusions of law, it is hereby

5       ORDERED that: (1) BOTC's Motion for Remand [ Docket No. 17] is GRANTED, and  
6 this matter is remanded back to Circuit Court for the State of Oregon for the County of  
7 Deschutes; and (2) Mr. Romano's Motion for Change of Venue [Docket No. 18] is DENIED.

8                                  ###

9       I hereby certify that I have complied with requirements of LBR 9021-1(a)(2)(A).

10 Presented by:

11 SCHWABE, WILLIAMSON & WYATT, P.C.

12

13 By: /s/ Craig G. Russillo

Craig G. Russillo

14 crussillo@schwabe.com

Telephone: 541.749.4044

15 Of Attorneys for Bank of the Cascades

16

17 cc: ECF Participants

18

19

20

21

22

23

24

25

26

Page 2 - ORDER GRANTING MOTION FOR REMAND AND  
DENYING MOTION FOR CHANGE OF VENUE

1                    **CERTIFICATE OF SERVICE**

2        I hereby certify that on the 16<sup>th</sup> day of October, 2014, I caused to be served the foregoing  
3 ORDER GRANTING MOTION FOR REMAND AND DENYING MOTION FOR CHANGE  
4 OF VENUE on the following party at the following address by the court's CM/ECF service:

- 5        • BRIANNE L BRIDEGUM bbridgeum@schwabe.com,  
6                    gvance@schwabe.com;docket@schwabe.com;ecfpdx@schwabe.com  
• ANTHONY J DAL PONTE tdalponte@samuelslaw.com  
• PRESTON GARDNER pgardner@davismiles.com,  
7                    jstoner@davismiles.com;pmcguire@davismiles.com;efile.dockets@davismiles.com  
• CRAIG G RUSSILLO crussillo@schwabe.com,  
8                    lschauer@schwabe.com;docket@schwabe.com;ecfpdx@schwabe.com;bankruptcynotices  
@schwabe.com

9  
10                    */s/ Craig G. Russillo*  
11  
12                    Craig G. Russillo  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26